# UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

MOTOROLA, INC.,	)	
Plaintiff,	)	
	)	
v.	)	
	)	CIVIL ACTION NO.
RESEARCH IN MOTION LIMITED	)	3:09-CV-00072-K
and RESEARCH IN MOTION	)	
CORPORATION,	)	
	)	
Defendants.		

#### **JOINT MOTION TO DISMISS**

The parties Research In Motion Ltd., Research In Motion Corp., and Motorola, Inc., as indicated by the signatures of counsel appearing below, have agreed to the dismissal of this action and request entry of an order dismissing with prejudice:

- (a) all claims and counterclaims by Research In Motion Ltd. and Research In Motion Corp. against Motorola, Inc.; and
- (b) all claims and counterclaims by Motorola, Inc. against Research In Motion Ltd. and Research In Motion Corp.;

and further ordering that each party shall bear its own costs, expenses, and attorney's fees attributable to the prosecution and defense of this action.

#### Respectfully submitted,

Attorneys for RESEARCH IN MOTION LIMITED RESEARCH IN MOTION CORPORATION Attorneys for MOTOROLA, INC.

## /s/ John R. Emerson

George W. Bramblett, Jr., Esq. Phillip B. Philbin, Esq. John R. Emerson, Esq. HAYNES AND BOONE, LLP 2323 Victory Ave, Suite 700 Dallas, TX 75219 (214) 651-5000 (214) 200-5940 - telcopier

William F. Lee (Admitted *Pro Hac Vice*)
Dominic E. Massa (Admitted *Pro Hac Vice*)
Michelle D. Miller (Admitted *Pro Hac Vice*)
WILMER CUTLER PICKERING HALE
AND DORR, LLP
60 State Street
Boston, MA 02109
(617) 526-6000
(617) 526-5000 - telecopier

David J. Shenk (Admitted *Pro Hac Vice*) Randall W. Mishler (Admitted *Pro Hac Vice*) Research in Motion Corporation 5000 Riverside Drive, Bldg 6, Suite 100 Irving, Texas 75039

### /s/ Eric W. Pinker

Eric W. Pinker, P.C., Esq. Mark E. Turk, Esq. LYNN TILLOTSON PINKER & COX, LLP 750 N. St. Paul Street, Suite 1400 Dallas, Texas 75201 (214) 981-3827 (214) 981-3839 - telecopier

Jesse J. Jenner (Admitted *Pro Hac Vice*) Steven Pepe (Admitted *Pro Hac Vice*) ROPES & GRAY LLP 1211 Avenue of the Americas New York, New York 10036 (212) 596-9000 jesse.jenner@ropesgray.com

Nicole M. Jantzi (Admitted *Pro Hac Vice*) Kevin J. Post (Admitted *Pro Hac Vice*) Ropes & Gray LLP 700 12th Street, NW, Suite 900 Washington, DC 20005 (202) 508-4600 nicole.jantzi@ropesgray.com

## **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5.1(d) on this the 18th day of June, 2010. Any other counsel of record will be served with a true and correct copy of the foregoing by mail or facsimile.

/s/ Mark E. Turk

Mark E. Turk